AGENDA

ADOPTED BY
DEC 0 3: 2001

COUNCIL

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Entered – 6-12-01 - sb CL 01L0379 ALEXIS HOLMES

01- _R-1971

CLAIM OF:

JOY IRVING

639 Watson Cove

Stone Mountain, Georgia 30087

For damages to have been sustained as a result of driving over a pothole in the road on December 21, 2000 at Williams Street.

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to JOY IRVING the sum of \$797.44 in full settlement and satisfaction of all claims, past, present and future, of every kind and character for damages to have been sustained as a result of driving over a pothole in the road on December 21, 2000 at Williams Street as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

CEPUTY MUNICIPAL OLERK

DEC

APPROVED: SUSAN PEASE LANGFORD

CITY ATTORNEY

ROSALIND RUBENS NEWELL

DEPUTY CITY ATTORNEY

FAVORABLE REPORT

PUBLIC SAFTEY &

DEGAL ADMINISTRATION COMMITTEE

HAIR:

WITHOUT SIGNATURE



MUNICIPAL CLERK ATLANTA, GEORGIA

01-R-197

A RESOLUTION

BY PUBLIC SAFETY & LEGAL ADMINISTRATION COMMITTEE

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to Joy Irving in the sum of \$797.44 in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a result of driving over a pothole in the road on December 21, 2000 at Williams Street as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy.

Deputy Clerk

ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

DEC 03, 2001

DEC 12, 2001

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0379	Date: 11/15/01
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Claimant /Victim_ JOY IRVING	
BY: (Atty)	
BY: (Atty) Address: 639 Watson Cove	Stone Mountain, Georgia 30087
Subrogation: Claim for Prop	perty damage \$797.44 Bodily Injury \$
Date of Notice: 6/6/01	Method: Written, proper X Improper
Conforms to Notice: O.C.G.A. §36-3	berty damage \$797.44 Bodily Injury \$
Date of Occurrence 12/21/00	Place: Williams Street
Department Public Works	Division: Street Operations
Employee involved	Disciplinary Action:
	t states that she sustained vehicular damages when she drove over a
	in the above amount. The investigation determined that the pothole
appears to have existed for a sufficien	t period of time for the City to have implied notice of the condition.
INVESTIGATION:	
Statements: City employee	Claimant X Other Written X Oral
Pictures Y Diagrams	Reports: Police Dept Report Other X
Traffic citations issued: City Driver	Claimant Driver
Citation disposition: City Driver	Claimant Driver
enution disposition. City Birver	Claimant Differ
BASIS OF RECOMMENDATION:	
Function: Governmental	Ministerial X
Improper Notice More tha	n Six Months Other Damages reasonable X
City not involved	Offer rejected Compromise settlement
Repair/replacement by Ins. Co.	Repair/replacement by City Forces
Claimant Negligent Cit	Ministerial X In Six Months Other Damages reasonable X Offer rejected Compromise settlement Repair/replacement by City Forces y Negligent X Joint Claim Abandoned
3 5 -	
	Respectfully submitted,
	(Clubs Holmes)
	INVESTIGATOR'- ALEXIS HOLMES
RECOMMENDATION: ,	
RECOMMENDATION.	
Pay \$	Account charged: 1A01 X 2J01 2H01
Claims Manager:	Account charged: 1A01 X 2J01 2H01 Concur/date
Committee Action:	Council Action
	Countri litton
FORM 23-61	